

process by him, as appear by his report and the report of the justice of the peace, is less than thirty-five dollars, then and in that case such constable shall only receive the amount of fees appearing by said reports to have been earned by him.

1902, ch. 137, sec. 265J.

549. The duly appointed and qualified police officers of the town of Hagerstown are hereby invested with full power and authority of county constables, and shall serve all process issued by either justice of the peace in the said districts 3, 17, 21, 22, 24 and 25, without pay other than that received from said town, but they shall not have any jurisdiction in civil cases.

P. L. L., 1888, Art. 22, sec. 266. 1886, ch. 137.

550. In all suits before justices of the peace in Washington county, the defendant shall be sued in the district in which he resides, unless the contract was made or damage done in another district of said county, or unless the parties agreed to perform the contract in another district, in which cases suit may be brought in such other district.

P. L. L., 1888, Art. 22, sec. 267. 1886, ch. 137.

551. In case any defendant be sued in any other district than his own, on his written or personal application to the justice of the peace before whom the suit was brought, such justice, upon being satisfied that the place of residence of the defendant is in a different district, shall transmit all the papers in the case to a justice of the peace in the district in which the defendant lives, and notify the plaintiff to what justice of the peace and constable the papers have been transmitted; provided, that there is a justice of the peace in said district acting and competent to try the case; and provided also, that if the defendant, upon being sued, does not before trial notify the justice of his residence in another district, he shall be considered as having waived his right to have the papers transmitted to his own district; and provided further, that districts numbers three, seventeen, twenty-one and twenty-two, comprising Hagerstown and vicinity, shall be regarded as one district for the purpose of this section.

P. L. L., 1888, Art. 22, sec. 268. 1860, Art. 21, sec. 207.

552. All judgments rendered by a justice of the peace in said county shall be a lien on all lands and real estate of the defendant in such judgment, lying within said county, from the time when a short copy of such judgment shall have been filed and recorded in the office of the clerk of the circuit court for said county; and the clerk of the circuit court shall keep a separate record book for such copies, with an index thereto, stating doubly the names of the plaintiff and defendant, and shall be entitled to the sum of twenty-five cents for filing, recording and indexing every such copy.